

# **Exhibit 42**

**Excerpts from the June 24, 2020  
Deposition of Stephen Lanchak  
REDACTED**

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

ORACLE USA, INC., a Colorado )  
corporation; ORACLE AMERICAN, )  
INC., a Delaware corporation; )  
and ORACLE INTERNATIONAL )  
CORPORATION, a California )  
corporation, )

Plaintiffs, )

vs. ) Case No.

) 2:10-cv-0106-LRH-PAL

RIMINI STREET, INC., a Nevada )  
corporation; and SETH RAVIN, )  
an individual, )

Defendants. )

VIDEOTAPED VIDEOCONFERENCE DEPOSITION OF  
STEPHEN LANCHAK  
Wednesday, June 24, 2020  
Volume I

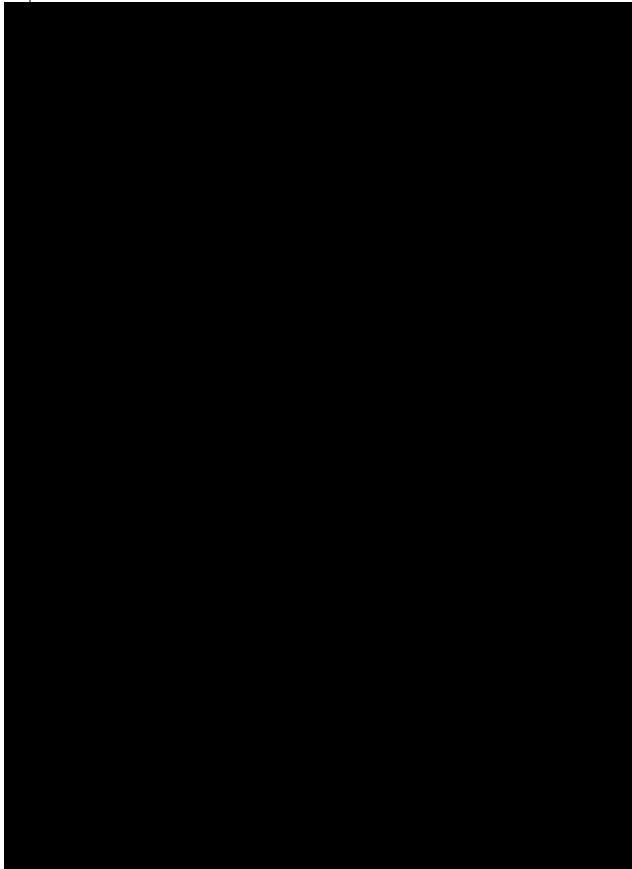
\*\*\* HIGHLY CONFIDENTIAL \*\*\*

Reported by:  
CARLA SOARES  
CSR No. 5908  
Job No. 4135798  
Pages 1 - 219

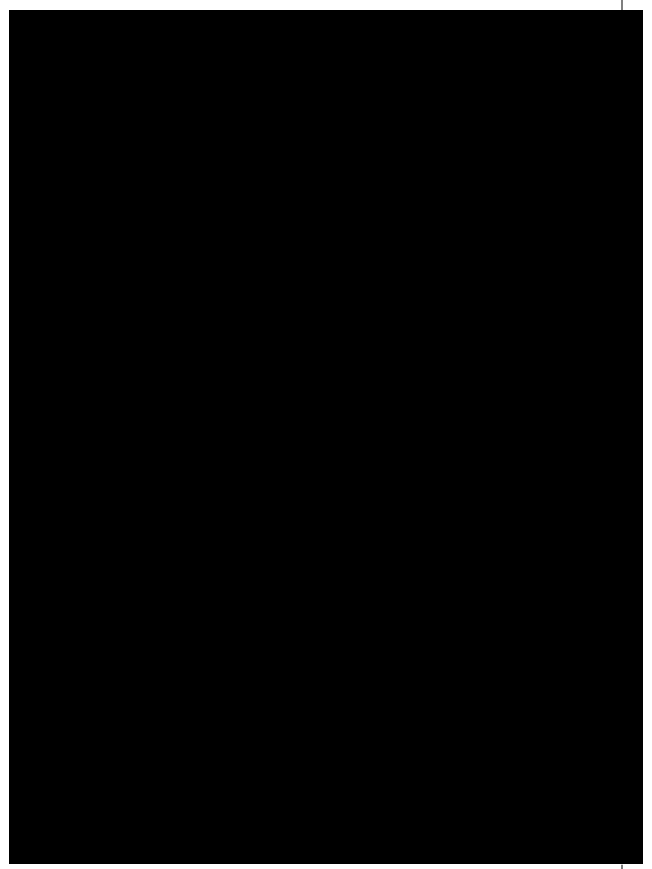
## HIGHLY CONFIDENTIAL - ATTORNEYS EYES ONLY

<p>1 reading of Ms. Frederiksen-Cross's report, do you 15:26:03</p> <p>2 read her as stating or asserting that customers are</p> <p>3 not permitted to modify and compile open JD Edwards</p> <p>4 software code?</p> <p>5 A Well, I guess the reason I'm struggling 15:26:18</p> <p>6 with that question is, when you say "customers," you</p> <p>7 know, the organizations and people that a licensee</p> <p>8 would hire to work with their software, they're all</p> <p>9 part of that same body. You know what I'm saying?</p> <p>10 So, I mean, on the face of it, it wouldn't 15:26:44</p> <p>11 make sense to say, only customers can modify this</p> <p>12 software. No one else can. Because many customers</p> <p>13 don't have, you know, obviously the skills to do</p> <p>14 that. They hire people to do that.</p> <p>15 So that's where I'm struggling with that 15:27:01</p> <p>16 statement.</p> <p>17 Q So your concern is that if the Oracle</p> <p>18 license only permits customers to modify and compile</p> <p>19 the open JD Edwards code, and excludes support</p> <p>20 providers from modifying and compiling the 15:27:33</p> <p>21 JD Edwards open source code, then customers wouldn't</p> <p>22 be able to hire support providers to support their</p> <p>23 software; is that your concern?</p> <p>24 MS. TRYCK: Objection. Vague.</p> <p>25 THE WITNESS: What I'm saying is, you 15:27:51</p> <p style="text-align: right;">Page 170</p>	<p>1 BY MR. HILL: 15:29:25</p> <p>2 Q Yeah. Why would an Oracle license allow</p> <p>3 for the copying of JD Edwards open source code but</p> <p>4 not JD Edwards closed source code?</p> <p>5 MS. TRYCK: Same objections. 15:29:35</p> <p>6 THE WITNESS: Well, maybe we should look</p> <p>7 at a JD Edwards license. But, you know, it's clear</p> <p>8 from the industry's perspective that when someone</p> <p>9 licenses JD Edwards, whether it's World or OneWorld,</p> <p>10 that they have the right to modify it, right, and to 15:30:00</p> <p>11 customize it. That is standard in the industry.</p> <p>12 BY MR. HILL:</p> <p>13 Q And do third parties also have the right</p> <p>14 to modify it and customize it?</p> <p>15 MS. TRYCK: Objection. Vague. 15:30:31</p> <p>16 THE WITNESS: Well, we were just talking</p> <p>17 about that.</p> <p>18 So there are many licensees that don't</p> <p>19 have the skills, and they hire firms, firms that</p> <p>20 build, you know, wonderful businesses on this, to go 15:30:45</p> <p>21 in and -- and I talk about some of these instances</p> <p>22 in my report -- go in and will customize these</p> <p>23 applications, you know, for the licensees.</p> <p>24 And Oracle has been there, you know, from</p> <p>25 the very start, supporting and encouraging that, and 15:31:03</p> <p style="text-align: right;">Page 172</p>
<p>1 know, going back to the paragraph in the injunction, 15:27:53</p> <p>2 right, Rimini shall not copy JD Edwards software</p> <p>3 source code to carry out the development and testing</p> <p>4 of software updates, so my perspective is the</p> <p>5 industry perspective on what that -- what that means 15:28:11</p> <p>6 to someone that understands the JD Edwards</p> <p>7 environment in the industry.</p> <p>8 And that's where we get into, you know,</p> <p>9 the discussion around exposed code that is available</p> <p>10 and intended for the licensee to modify. And the 15:28:28</p> <p>11 term "licensee" includes the licensee and their</p> <p>12 agents, right?</p> <p>13 I mean, so I don't know where we're going</p> <p>14 with this, but it just -- I'm struggling with it.</p> <p>15 BY MR. HILL: 15:28:48</p> <p>16 Q So would -- and you're referring to</p> <p>17 paragraph 8 of the injunction?</p> <p>18 A Yes.</p> <p>19 Q So why would an Oracle license allow</p> <p>20 copying of JD Edwards open source code but not 15:29:07</p> <p>21 JD Edwards closed source code, in your view?</p> <p>22 MS. TRYCK: Objection. Calls for</p> <p>23 speculation, lacks foundation.</p> <p>24 THE WITNESS: Can you repeat your</p> <p>25 question? 15:29:21</p> <p style="text-align: right;">Page 171</p>	<p>1 even supporting those third parties that are helping 15:31:07</p> <p>2 to do that modification.</p> <p>3 So this whole line of questioning is</p> <p>4 really confusing to me.</p> <p>5 (Exhibit 1871 was marked for 15:31:14</p> <p>6 identification and is attached hereto.)</p> <p>7 BY MR. HILL:</p> <div style="background-color: black; width: 100%; height: 100%; min-height: 200px;"></div> <p style="text-align: right;">Page 173</p>

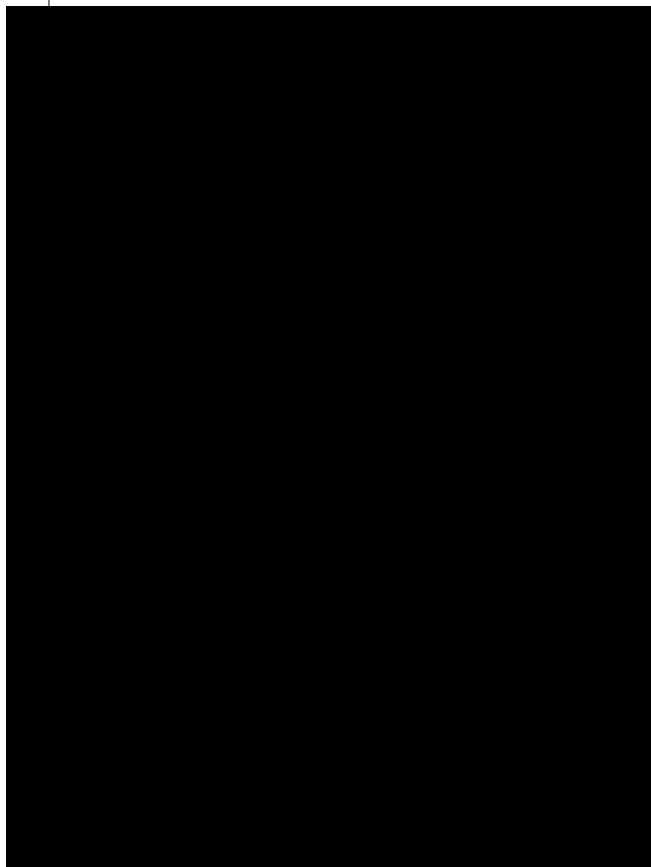
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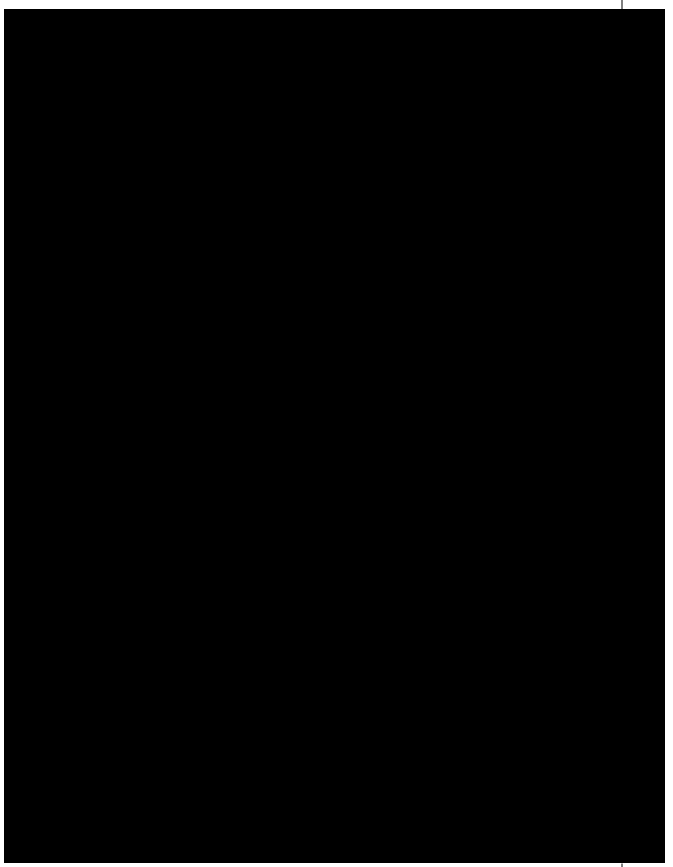
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45 (Pages 174 - 177)

1 I, the undersigned, a Certified Shorthand  
2 Reporter of the State of California, do hereby  
3 certify:

4 That the foregoing proceedings were taken  
5 before me at the time and place herein set forth;  
6 that any witnesses in the foregoing proceedings,  
7 prior to testifying, were administered an oath; that  
8 a record of the proceedings was made by me using  
9 machine shorthand which was thereafter transcribed  
10 under my direction; that the foregoing transcript is  
11 a true record of the testimony given.

12 Further, that if the foregoing pertains to  
13 the original transcript of a deposition in a Federal  
14 Case, before completion of the proceedings, review  
15 of the transcript [X] was [ ] was not requested.

16 I further certify I am neither financially  
17 interested in the action nor a relative or employee  
18 of any attorney or any party to this action.

19 IN WITNESS WHEREOF, I have this date  
20 subscribed my name.

21 Dated: this 29 day of June, 2020.

22 Carla Soares

23  
24 CARLA SOARES

25 CSR No. 5908